App. F. IX-4

PRESERVED

Previous References 1940. ( ) File No. 2-40

Legis Serial Nos. 104

Later References.

(16)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. are

Part B for Nov '40

SUBJECT.

Declaration of the Tungabhadra Railway Bridge as a "Protected Place" under rule 7 of the Defence of India Rules

WD 0573—GPB—22,500—12-9-39

C. P. Rajamani

Serial No.

From -

The Secretary to the Hon'ble the Resident

Secret No F-150(B)/1940 dated 15th November 1940 regarding the guarding of the Tungabhadra Railway Bridge

"For perusal".

Id/ A.N.R.
16-11-1940

1st Member
&
Dewan.

(2nd Para) to be examined.

Id/ N.M.
16-11-40

To be submitted to His Highness for perusal.

Id/ M.I.
16-11-40

The Residency have forwarded 2 draft notifications which the Crown Representative proposes to issue declaring the Tungabhadra Railway Bridge as a Protected Place and delegating the power to regulate admission thereto to the District Engineer. M & S M Railway, Hubli The notifications appear to be in order and we may perhaps inform the Residency that we have no comments to offer.

Flag Y.

Re. para 2 of the P.W.D. the strength of the Provincial Reserve Police was recently augmented (G.O.No.P 2246-7/Pol52-40-2 dated 5-11-40). Of the force so augmented, 1 naik and 3 constables are intended to guard the Tungabhadra Bridge. That the bridge is the Railway Bridge is clear from the I.G.of Police's letter to the D.S.P. Dharwar.

Flag O

Flag T

The Residency will be informed accordingly.

The question of declaring the Mysore portion of the bridge as a protected place is for orders. Such a declaration would give certain powers to the police who

NOTE—Contn. Sheet.

Declaration of Tungabhadra Bridge as Protected Place

File No. of 194 . | General and Revenue Secretariat

Serial No.

guard the place. (Rules 6 and 7 of the Defence of India Rules, as applied to Mysore.) The I.G.of Police may perhaps be consulted and he will also be requested, if approved to intimate the officer to whom the power to regulate admission may be delegated. The Rly Secretary may be consulted regarding the description of the bridge

Submitted with two drafts for orders.

19.11.40

I Member)

Hm 2 19/11/40

Please verify by reference to the Rly Secretary whether the bridge is beyond the limits of the Mysore State Railway

If the bridge is not our Rly property and is within the jurisdiction of the Crown Representative, why should we arrange to guard it? This question is being considered in the Chief Secretary's

Please resubmit after verifying as suggested at A

RLL 20/11/40

OFFICE OF THE FIRST MEMBER OF COUNCIL NOV 19 1940 No. 4994

It is seen from the file kept before that the Railway bridge at Harihar belongs to the M.S.M. Railway. There does not seem to be any necessity for us to make arrangements to guard the bridge.

I Member)

Hm 2 21/11/40

RLL 21/11/40

Hm 2 21/11/40

OFFICE OF THE FIRST MEMBER OF COUNCIL NOV 21 1940 No. 5091

X File No. 85/S of 1937-38-39 of the Rly. Secretariat

Declaration of Mugalkhedan Bridge as "Protected Place"

General and Revenue Secretariat	File No.	of 194 .	[App. F. III-2

OFFICE OF THE
FIRST MEMBER OF COUNCIL
NOV 25 1940
No 5762

Serial No.

A revised draft by the Residency is put up for orders

Sd/- 22/11/40

for perusal.

I Member)

Hm
2
22/11/40

Revised and approved

MLW
25/11/40

Chief Secy)
MC.

Hm
25/11/40

MK
26/11/40

Issued Pol 753 dated 27th November 1940

Reference is invited to para 3. A D.S.P. is posted for order

Sd/- 27.11.40

MK
27.11.40

1st Member)

~~The papers may be put up~~

OFFICE OF THE
FIRST MEMBER OF COUNCIL
NOV 28 1940
No 5791

NOTE—Contn. Sheet.

H.H.352
29.XI.40.

Draft Submission Note.

Subject:- Declaration of the Tungabhadra Railway Bridge as a "protected place" under rule 7 of the Defence of India Rules.

On the suggestion of the Political Department of the Government of India, the Residency stated that the Crown Representative proposed to issue notifications under the Defence of India Rules declaring that portion of the bridge which lay within the area over which His Excellency exercised jurisdiction to be a "protected place". They also wanted to be informed whether the Mysore Police had mounted a guard on the portion of the bridge within the State territory.

It was, however, ascertained that the bridge lay wholly outside the Mysore Railway jurisdiction. A reply has accordingly been sent to the Residency saying that the arrangements for guarding the bridge have to be more appropriately undertaken by the Railway (Crown) Police.

The papers are submitted for His Highness's gracious perusal.

First Member of Council
in charge of the current
duties of the Dewan.

Submitted to His Highness.

SUBJECT:- Declaration of the Tungabhadra Railway Bridge as a "protected place" under rule 7 of the Defence of India Rules.

On the suggestion of the Political Department of the Government of India, the Residency stated that the Crown Representative proposed to issue notifications under the Defence of India Rules declaring that portion of the bridge which lies within the area over which His Excellency exercises jurisdiction to be a "protected place". They also wanted to be informed whether the Mysore Police had mounted a guard on the portion of the bridge within the State territory.

The bridge is beyond the Bangalore - Harihar Section of the Mysore State Railway and belongs to the line operated by the Madras and Southern Mahratta Railway. A reply has been sent to the Residency to say that the arrangements for guarding the bridge may more appropriately be undertaken by the Railway (Crown) Police.

The papers are submitted for His Highness's gracious perusal.

N. Madhava Rau

FIRST MEMBER OF COUNCIL,
in charge of the current duties of the Dewan.

Bangalore,
28th November 1940.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Declaration of the Tungabhadra Railway Bridge as a "protected place" under rule 7 of the Defence of India Rules.

Order.

RW.
4|12|'40.

General and Revenue
Secretariat.

N.S.118

SUBJECT:—

Declaration of Tungabhadra Railway bridge as a "protected place" under Rule 7 of the Defence of India Rules.

(*)

31 All urgent or confidential files returned with His Highness' orders may in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circulated to the Members of Council at Headquarters and then sent to the Secretariat concerned for the issue of orders.

Circulated to Members of Council for perusal of His Highness, orders ~~before/after issue of orders~~. (*Vide* Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure.)

Chief Secretary to Government.

Through the Secretary to Government,

.....Law.....Department. Hm 2 5/12.

5802
5.12.40

FIRST MEMBER OF COUNCIL. 6/12/40

5662
6.12.40

SECOND MEMBER OF COUNCIL. 7.12

Law Secy. with Comparisons

7.12.40

B

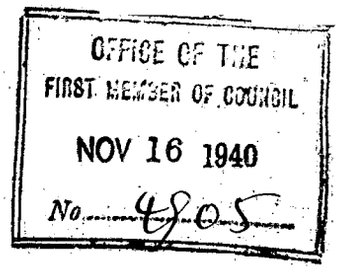
NOTE.—Contn. sheet

WD 01183—GPB—500—16-10-40

Hm 2 7/12/40

3072/40

1803
C3



Very Urgent
Confidential
No.F.150(B)/1940.

From The Secretary to the Resident in Mysore,
Bangalore.

To The Chief Secretary to the Government of Mysore,
Bangalore.

Dated, Bangalore, 15th November 1940.

Subject:- Declaration of the Tungabhadra Railway Bridge as a "protected Place" under rule 7 of the Defence of India Rules.

Sir,

I am directed to say that it has been suggested to the Political Department that the Tungabhadra Railway Bridge which lies within the area over which jurisdiction has been ceded by the Mysore Government to the Crown Representative should be declared a "protected place" under rule 7 of the Defence of India Rules, and that the powers under rule 6 read with rule 7 should, in respect of the bridge, be delegated to the District Engineer, Madras and Southern Mahratta Railway, Hubli. I am to enclose for any comments which the Government of Mysore may wish to make two draft notifications which the Crown Representative proposes to issue.

2. It is understood that the Mysore Police have already supplied a guard on that portion of the bridge which lies in the State. I am to request you kindly to confirm this and to point out that the declaration now contemplated will provide additional legal protection for the personnel of the guard.

I have the honour to be,
Sir,
Your obedient servant,

Secretary to the Resident in Mysore.

No W,
Political Department.

Dated, New Delhi, the 1940.

Draft Notification

Whereas the Crown Representative considers it expedient that Special precautions should be taken to prevent the entry of unauthorised persons into the Tungabhadra Railway Bridge which lies within the area over which jurisdiction has been ceded by the Mysore Government to the Crown Representative.

Now, therefore, in exercise of the powers conferred by rule 7 of the Defence of India Rules, as in force in the railway lands in the Mysore State over which jurisdiction has been ceded to the Crown Representative, the Crown Representative is pleased to declare the place specified in the Schedule hereto annexed to be a protected place.

SCHEDULE.

Name of protected place. 1.	Locality 2.	Boundaries or other description 3.
The Tungabhadra Railway Bridge, M & S.M. Railway	At mile 80/5-13 near Harihar on the Bangalore - Hubli Line.	The area from mile 80/2 to 80/20 near Harihar and 500 feet each way along the river up and down stream of the bridge.

Secretary to His Excellency the Crown Representative.

No. W.
Political Department.

Dated New Delhi, the 1940.

Draft Notification

In exercise of the powers conferred by sub-section (4) of section 2 of the Defence of India Act, 1939 (XXXV of 1939) as in force in the railway lands in the Mysore State over which jurisdiction has been ceded to the Crown Representative, the Crown Representative is pleased to direct that the powers conferred on him by rule 6 in virtue of rule 7 of the Defence of India Rules, as applied to the said railway lands, shall, in respect of the place specified in clumn 1 of the Schedule hereto annexed, being a protected place, be exercisable also by the officer mentioned in clumn 2 of the said Schedule.

SCHEDULE.

1.	2.
The Tungabhadra Railway Bridge, M & S.M. Railway near Harihar.	District Engineer, M & S.M. Railway, Hubli.

Secretary to His Excellency the Crown Representative.

Draft)

CONFIDENTIAL.

The Secretary to the Resident.

Subject:- Declaration of the Tungabhadra Railway Bridge asa "protected Place" under rule 7 of the Defence of India Rules.

Sir,

I am desired to acknowledge receipt of ~~With reference to~~ your Confidential letter No.F.150(B)/1940 dated 15th Novr. 1940 ~~on the above subject, I am directed to~~ state that ~~the entire~~ Tungabhadra Railway Bridge ~~within the area over which jurisdiction has been ceded by this Government to the Crown~~ Representative, and as the ~~two drafts~~ notifications ~~which the Crown Representative proposes to issue~~ under above in question are in respect of ~~such~~ area, this Government have no comments to offer on them.

In regard to para 2 of your letter under reference, I am to state that ~~no question of mounting members of the Mysore Police to guard any portion of~~ the Bridge, ~~whatever arises~~ as ~~no part of the Bridge is in Mysore territory~~. rests with the authority having jurisdiction over the area in which it is situated and this Govt. cannot undertake to maintain any continuous watch & ward over it.

I have etc.,

Chief Secretary to Govt.

enclosing two draft notifications proposed to be issued by the Crown Repve. in respect of the above bridge and to over which jurisdiction is exercised by the Crown Repve,

Draft)

SECRET

The Secretary to the Resident.

Subject:- Declaration of the Tungabhadra Railway Bridge as a "protected Place" under rule 7 of the Defenc of India Rules.

Sir,

I am directed to acknowledge the receipt of your Confidential letter No.F.150(B)/194 dated 15th November 1940 on the above subject and to state that this Government have no comments to offer on the two draft notifications which the Crown Representative proposes to issue.

I am further to state that a guard of one Naick and three constables have been posted to guard that portion of the Bridge which lies within the State. The question of declaring that portion as a "protected place" under rule 7 of the Defence of India Rules, as applied to Mysore, is under the consideration of Government.

I have etc.

19/11/40

Chief Secretary to Government.

Secret.

To

The Inspector General of Police.

Subject:- Declaration of the Tungabhadra Railway Bridge as a "protected place" under rule 7 of the Defence of India Rules.

Sir,

I am directed to forward herewith copy of Confidential letter No. F. 150(B)/ 1940, dated 15th November 1940 received from the Residency on the above subject, and to request you to kindly intimate to Government the name of the officer to whom the power to regulate admission to that portion of the Bridge which is in Mysore territory may be delegated, in case you consider it advantageous to give the personnel of the guard additional legal protection by declaring that portion of the bridge to be a "protected place" under the Defence of India Rules, as applied to Mysore.

An early reply is requested.

I have etc.,

Hm
17/11

Chief Secy. to Govt.

Extract from Appendix A to Internal Security Instructions Memorandum on Co-operation between Member States and His Majesty's Forces.

- - - -

Duties in connection with internal security.

6.(a) One of the conditions of joining the Scheme is that States should undertake, in peace and war, the responsibility for the preservation of law and order and the protection of communications including roads, railways, aerodromes, landing grounds, seaplane bases, telegraph and telephone lines and wireless stations, within their territories.

(b) This form of co-operation is of the utmost value in the defence of India, in that it thereby frees His Majesty's Forces for service in the field. It necessitates the maintenance by States of internal security schemes, which ought to be prepared with the assistance of the Military Advisory Staff, since they are responsible for co-ordinating the schemes with local Political Officers and District or Brigade Area Commanders.

(c) Circumstances might also arise in which a very valuable form of co-operation would consist in a portion of the States Forces being employed on internal security duties outside their States. In such cases it would be for the Military Adviser-in-Chief to furnish full details of such co-operation and to invite the assistance of the State concerned.

(d) It is understood that there will be reciprocity of action by the Crown Representative, in consultation with the Governor-General, who will afford effective assistance to any State whose forces cannot cope with serious internal disorder arising out of a general disturbance in India.

CONFIDENTIAL.

27th November 1940.

P 1753

Major A.E.H. Macann,
Secretary to the Hon'ble the Resident in Mysore,
Bangalore.

Subject:- Declaration of the Tungabhadra Railway Bridge as a "protected place" under rule 7 of the Defence of India Rules.

- - - - -

I am directed to acknowledge the receipt of your confidential letter No.F.150(B)/1940, dated 15th November 1940, enclosing two draft notifications proposed to be issued by the Crown Representative in respect of the above bridge and to state that as the notifications in question are in respect of area over which the jurisdiction is exercised by the Crown Representative, this Government have no comments to offer on them.

In regard to paragraph 2 of your letter under reference, I am to state that, in the opinion of this Government, it would be more appropriate if arrangements for guarding the bridge were made by the Railway (Crown) Police having jurisdiction over the area.

I have the honour to be,
Sir,
Your most obedient servant,

Chief Secretary to Government.

Confidential. Pol 753 d 27. 11. 40

To

The Secretary to the Resident.

Subject:- Declaration of the Tungabhadra Railway Bridge as a "protected place" under rule 7 of the Defence of India Rules.

Sir,

I am desired to acknowledge of your Confidential letter No. F.150(B)/1940, dated 15th Novr. 1940 enclosing two draft notifications proposed to be issued by the Crown Representative in respect of the above bridge and to state that as the notifications in question are in respect of area over which the jurisdiction is exercised by the Crown Representative, this Government have no comments to offer on them.

In regard to para 2 of your letter under reference, I am to state that ~~the~~ responsibility for guarding the Bridge vests with the authority having jurisdiction over the area in which it is situated and that this Government cannot undertake to maintain any continuous watch and ward over it.

I have etc.,

22/11/40.

Chief Secy. to Govt.

In the opinion of this Govt, it would be more appropriate if arrangements ~~were made by the Railway (Crown) Police~~ for guarding the bridge ~~which is situated in area~~ were made by the Railway (Crown) Police having jurisdiction over the area.